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ACACIA MEDIA TECHNOLOGIES CORPORATION

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re

ACACIA MEDIA TECHNOLOGIES
CORPORATION

) Case No. 05 CV 01114 JW

) **ACACIA'S LIST OF ISSUES FOR**
) **RECONSIDERATION AND AN**
) **EVIDENTIARY HEARING**

) Date: September 8, 2005

) Time: 9:00 a.m.

) Ctrm: Honorable James Ware

At the evidentiary hearing for reconsideration of certain claim constructions set to occur on September 8 and 9, Acacia intends to present evidence and/or legal argument in connection with the following claim construction issues:

1. Transmission system, including the phrase “transmission system at a first location”;
2. Reception system at a second location;
3. Sequence encoder;
4. Identification encoder; and,
5. In data communication with.

DATED: June 21, 2005

Respectfully submitted,

HENNIGAN BENNETT & DORMAN LLP

By _____/S/

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Attorneys for Plaintiff
ACACIA MEDIA TECHNOLOGIES
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PROOF OF SERVICE

I, Sylvia A. Berson, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 601 South Figueroa Street, Suite 3300, Los Angeles, California 90017.

On **June 21, 2005**, I served a copy of the within document(s) described as **ACACIA'S LIST OF ISSUES FOR RECONSIDERATION AND AN EVIDENTIARY HEARING** by transmitting via United States District Court for the Central District of California Electronic Case Filing Program the document(s) listed above by uploading the electronic files for each of the above listed document(s) on this date, addressed as set forth on the attached Service List.

The above-described document was also transmitted to the parties indicated below, by Federal Express only.

Chambers of the Honorable James Ware
Attn: Regarding Acacia Litigation
280 South First Street
San Jose, CA 95113
3 copies

I am readily familiar with Hennigan, Bennett & Dorman LLP's practice in its Los Angeles office for the collection and processing of mail with the United States Postal Service; pursuant to that practice, envelopes placed for collection at designated locations during designated hours are deposited with the United States Postal Service with first class postage thereon fully prepaid that same day in the ordinary course of business; and,

I am readily familiar with Hennigan, Bennett & Dorman LLP's practice in its Los Angeles office for the collection and processing of federal express with Federal Express.

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on **June 21, 2005**, at Los Angeles, California.

/s/
Sylvia A. Berson

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